Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/685,260
Filing Date	October 14, 2003
First Named Inventor	Jasper Pollard
Confirmation Number	4002
Examiner Name	Michael B. Butler
Attorney Docket Number	9335-8CT

This is a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCE's (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted If a final Office action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
   i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 07/23/2007. (Any unentered amendment(s) referred to above will be entered).
   ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
   iii. ☐ Other _____
b. ☐ Enclosed
   i. ☐ Amendment/Reply
   ii. ☐ Affidavit(s)/Declaration(s)
   iii. ☐ Information Disclosure Statement (IDS)
   iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) **required**)
b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 50-0220.
   i. ☒ RCE fee required under 37 C.F.R. 1.17(e) $790.00
   ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17)
   iii. ☐ Other _____
b. ☐ Check in the amount of $_____ enclosed
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

Myers Bigel Sibley & Sajovec, P.A., P. O. Box 37428, Raleigh, North Carolina 27627,
Telephone: (919) 854-1400, Facsimile: (919) 854-1401, Customer No. 20792

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	James R. Cannon	*Date*	August 16, 2007
Name (Print/Type)	James R. Cannon	*Registration No.*	35,839

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Signature	Joyce Paoli	*Date*	August 16, 2007
Name (Print/Type)	Joyce Paoli		